

REMARKS

Status of the Claims

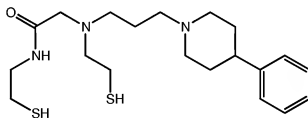
With this paper, claims 1, 5, 11, 12 and 13 have been cancelled without prejudice or disclaimer of the subject matter thereof.

Now pending are claims 16-21, 24, 29-32, 36, 40-43, 46-48, 54, 63-65 and 69. No new matter has been added.

Response to Restriction Requirement

In response to the requirement for restriction, Applicant elects the invention of Group I, claims 1, 5, 11, 13, 16-21, 24, 29-32 and 69, drawn to compounds and compositions, as set forth in the Office Action.

The Office Action indicates that the Applicants should elect a compound disclosed at pages 31-43 of the specification. In response to the requirement for election of a species, Applicants elect, with traverse, the compound N-(2-Mercapto-ethyl)-2-((2-mercapto-ethyl)-[3-(4-phenyl-piperidin-1-yl)-propyl]-amino)-acetamide; see, e.g., page 35 of the application as filed (the rhenium complex of this compound is disclosed at Example 9 of the application). The structure of the compound is reproduced below for the Examiner's convenience:



Of the pending claims of Group I, it is believed that at least claims 16-19 encompass the elected species. As noted above, the rhenium complex of this compound is disclosed in Example 9 of the specification; it is believed that at least claims 24, 29, 30 and 32 of Group I encompass the rhenium complex.

The elections of the invention of Group I and of the elected species are being made solely to comply with the Restriction Requirement and the right to file divisional applications on non-elected subject matter is reserved.

CONCLUSION

Early and favorable consideration of the application is earnestly solicited.

If any extension of time is required, Applicants conditionally petition for any necessary extension. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 58345(70207), Customer No. 21874.

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Respectfully submitted,

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